

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF MOUNTAINEER CELLULAR )	
GENERAL PARTNERSHIP FOR THE ISSUANCE OF )	
A CERTIFICATE OF PUBLIC CONVENIENCE AND )	
NECESSITY TO PROVIDE DOMESTIC PUBLIC )	CASE NO. 91-002
CELLULAR RADIO TELECOMMUNICATIONS )	
SERVICES TO THE PUBLIC AND FOR )	
ESTABLISHMENT OF INITIAL RATES )	

O R D E R

IT IS ORDERED that Mountaineer Cellular General Partnership ("Mountaineer Cellular") shall file the original and six copies of the following with the Commission, with a copy to all parties of record. The information requested herein is due no later than 30 days from the date of this Order.

1. Provide the exact location for each cell site. If street address is not available, identify the location by the closest interstates, highways, routes, roads, etc., or other easily identifiable directions.

2. Provide a copy of plans, specifications, and engineering report and actual tower design, not site plan, dated, sealed and signed by a registered professional engineer.

3. Identify the rock formation by name and rock type (principle) on which each tower will be constructed.

4. (a) Has core drilling been conducted on each site to determine the rock types and structures? If not, why not? If yes, explain thoroughly.

(b) Have other methods been used? If yes, provide.

5. (a) How thick are the soil and weathered rock horizon?

(b) How deep are firm and solid bedrocks?

6. (a) What was the elevation of the 1937 flood at each site?

(b) What are tower foundation elevations at each site?

7. (a) Given the seismic activity of Kentucky and the potential for an earthquake capable of causing considerable damage in the immediate area, what steps have you taken to ensure that these towers will survive episodes of strong ground shakings?

(b) If they fall as a result of such an event, how many residences are within reach or in danger of being damaged?

8. Is Mountaineer Cellular aware that structures constructed directly on bedrock experience less movement during earthquake shaking than those structures built on a soil horizon?

9. What steps have been taken to ensure these towers will survive episodes of strong tornadoes? Explain thoroughly.

10. Describe in detail the qualifications and experience of personnel directly responsible for the design and construction of the proposed towers.

11. Provide legible diagrams showing all structures within 500 feet of each cell site.

12. For each structure within the 500-foot radius, provide the name and mailing address of both the owner of the structure and resident/tenant.

13. Provide a toll free number or provision for accepting collect calls for customer complaints.

14. Provide a copy of each application filed with the Federal Aviation Administration and Kentucky Airport Zoning Commission for approval to construct the cell sites proposed and a copy of each approval to construct.

15. Provide vertical profile sketches of antenna structures at each site. Label precisely.

16. Reference Section 4.1, Original Sheet 21 of the proposed tariff. Statutory notice to the Commission is 30 days per KRS 278.180(1). Revise the tariff to conform with the statute.

IT IS FURTHER ORDERED that:

1. Mountaineer Cellular shall give written notice of the proposed tower sites to each and every resident/tenant whose dwelling lies within 500 feet of the proposed tower sites and to each and every owner of property within 500 feet of the proposed tower sites of the application.

2. The notice required above shall be that contained in Appendix A, attached hereto and incorporated as if fully set out herein. The map showing the location of the proposed tower shall be attached to this notice. The notice shall be mailed, postage prepaid, to each resident/tenant and property owner whose property lies within 500 feet of the proposed tower sites.

3. Mountaineer Cellular shall mail the written notification described above no later than 30 days from the date of this Order, and within 10 days after completion of the notification, Mountaineer Cellular shall file an affidavit with the Commission verifying full compliance with this notice requirement including, but not limited to, listing the name and address of each resident and property owner who received the notice, the date the notice was mailed, postage prepaid, and attaching a true copy of the written notice given to the residents and property owners.

Done at Frankfort, Kentucky, this 22nd day of February, 1991.

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 91-002 DATED February 22, 1991.

PUBLIC NOTICE

On January 3, 1991, Mountaineer Cellular General Partnership applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate a new cell facility to provide cellular radio service. The facility would include a \_\_\_\_\_-foot tower to be located at \_\_\_\_\_. A map showing the location is attached. (insert street address)

This notice is being sent to you because you either own property or reside on property that is located within 500-foot radius of the proposed tower.

The Commission invites your comments regarding the Utility's proposed construction. Also, the Commission wants you to be aware of your right to intervene in this matter. That right must be exercised within 30 days of the date of this notice as shown below. Your comments and requests for intervention should be addressed to:

Executive Director's Office  
Public Service Commission of Kentucky  
P.O. Box 615  
Frankfort, Kentucky 40602

Please refer to Case No. 91-002 in your correspondence.

This NOTICE was mailed \_\_\_\_\_.  
(insert date)